

RECEIVED

# 3

Page 1 of 2

NOV 07 2001



GRAYCARY/GI PATENT  
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/970,617	10/03/2001	Lawrence A. Rheins	DERM1100-3

COPY OF PAPERS  
ORIGINALLY FILED

CONFIRMATION NO. 3610

FORMALITIES LETTER



\*OC000000007001310\*

Lisa A. Haile, J.D., Ph.D.  
GRAY CARY WARE & FREIDENRICH LLP  
Suite 1600  
4365 Executive Drive  
San Diego, CA 92121-2189

Date Mailed: 10/31/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

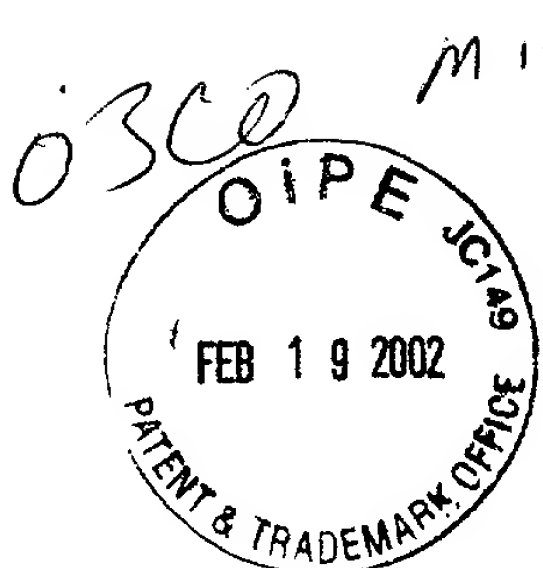
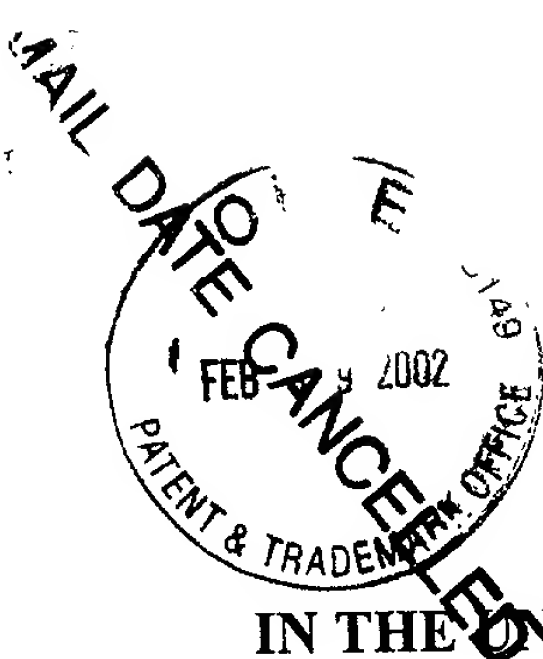
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



COPY OF PAPERS  
ORIGINALLY FILED

Section 3

PATENT  
ATTORNEY DOCKET NO.: DERM1100-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rheins and Morhenn Art Unit: 1646  
Application No.: 09/970,617 Examiner: Unassigned  
Filed: October 3, 2001  
Title: METHOD FOR DETECTION OF BIOLOGICAL FACTORS IN  
EPIDERMIS

**BOX MISSING PARTS**  
Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of NonProvisional Application mailed  
October 31, 2001, enclosed are:

1. A copy of the Notice to File Missing Parts of NonProvisional Application (2 pages);
2. An executed copy of Combined Declaration and Power of Attorney (from parent application) (2 pages);
3. An executed copy of Revocation Powers of Attorney; Power of Attorney By Assignee; and Change of Mailing Address (from parent application) (2 pages);
4. Two (2) substitute sheets of formal drawings for Figure 1 and Figure 2 (2 pages);

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>January 31, 2002</b> , in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
<b>Cecilia Tobin</b> (Name of Person Mailing Paper)	
<i>Cecilia Tobin</i> (Signature)	<b>January 31, 2002</b> (Date)



COPY OF PAPERS  
ORIGINALLY FILED

PATENT  
ATTORNEY DOCKET NO.: DERM1100-3

Applicants: Rheins and Morhenn  
Application No.: 09/970,617  
Filed: October 3, 2001  
Page 2

5. Petition for One (1) Month Extension of Time (2 pages);
6. Change of Attorney's Address in Application (1 page);
7. Check No. 500408 in the amount of \$120.00; and
8. Return Receipt Postcard.

Applicants claim **SMALL** entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The Fee for this Response is calculated as follows:

	Number Filed			Number Extra		Rate			Fee	
						Large Entity	Small Entity		Large Entity	Small Entity
Total Claims	7	-20	=	0	X	\$18	\$09	=	\$00	\$00
Independent Claims	1	-3	=	0	X	\$84	\$42	=	\$00	\$00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No						\$280	\$140		\$00	\$00
						BASIC FEE			\$740.00	\$370.00
						TOTAL FEE			\$00	\$00


Enclosed is Check No. 500408 in the total amount of \$120.00 for the surcharge fee for missing parts of the application and for One (1) Month Extension of Time fee. The Commissioner is hereby

Applicants: Rheins and Morhenn  
Application No.: 09/970,617  
Filed: October 3, 2001  
Page 3

authorized to charge any additional fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this Transmittal Sheet is enclosed.

Respectfully submitted,

Date: January 31, 2002

  
\_\_\_\_\_  
Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**  
**GRAY CARY WARE & FREIDENRICH LLP**  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133



COPY OF PAPERS  
ORIGINALLY FILED

PATENT  
ATTORNEY DOCKET NO.: DERM1100-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rheins and Morhenn Art Unit: 1646  
Application No.: 09/970,617 Examiner: Unassigned  
Filed: October 3, 2001  
Title: METHOD FOR DETECTION OF BIOLOGICAL FACTORS IN  
EPIDERMIS

BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of NonProvisional Application mailed  
October 31, 2001, enclosed are:

1. A copy of the Notice to File Missing Parts of NonProvisional Application (2 pages);
2. An executed copy of Combined Declaration and Power of Attorney (from parent application) (2 pages);
3. An executed copy of Revocation Powers of Attorney; Power of Attorney By Assignee; and Change of Mailing Address (from parent application) (2 pages);
4. Two (2) substitute sheets of formal drawings for Figure 1 and Figure 2 (2 pages);

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>January 31, 2002</b> , in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
<b>Cecilia Tobin</b> (Name of Person Mailing Paper)	
<i>Cecilia Tobin</i> (Signature)	<b>January 31, 2002</b> (Date)

PATENT  
ATTORNEY DOCKET NO.: DERM1100-3

Applicants: Rheins and Morhenn  
Application No.: 09/970,617  
Filed: October 3, 2001  
Page 2

5. Petition for One (1) Month Extension of Time (2 pages);
6. Change of Attorney's Address in Application (1 page);
7. Check No. 500408 in the amount of \$120.00; and
8. Return Receipt Postcard.

Applicants claim **SMALL** entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The Fee for this Response is calculated as follows:

	Number Filed			Number Extra		Rate		Fee	
						Large Entity	Small Entity	Large Entity	Small Entity
Total Claims	7	-20	=	0	X	\$18	\$09	\$00	\$00
Independent Claims	1	-3	=	0	X	\$84	\$42	\$00	\$00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No						\$280	\$140	\$00	\$00
						BASIC FEE		\$740.00	\$370.00
						TOTAL FEE		\$00	\$00

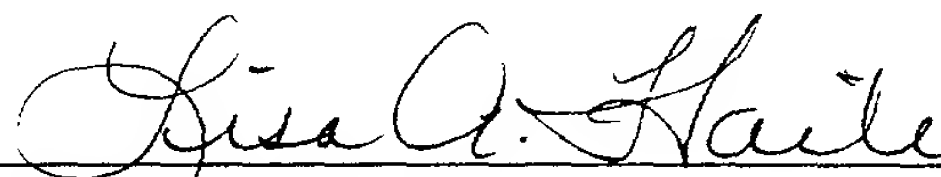
Enclosed is Check No. 500408 in the total amount of \$120.00 for the surcharge fee for missing parts of the application and for One (1) Month Extension of Time fee. The Commissioner is hereby

Applicants: Rheins and Morhenn  
Application No.: 09/970,617  
Filed: October 3, 2001  
Page 3

authorized to charge any additional fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this Transmittal Sheet is enclosed.

Respectfully submitted,

Date: January 31, 2002



Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**  
**GRAY CARY WARE & FREIDENRICH LLP**  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133



75



COPY OF PAPERS  
ORIGINALLY FILED

PATENT  
ATTORNEY DOCKET NO.: DERM1100-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rheins and Morhenn Art Unit: 1646  
Application No.: 09/970,617 Examiner: Unassigned  
Filed: October 3, 2001  
Title: METHOD FOR DETECTION OF BIOLOGICAL FACTORS IN  
EPIDERMIS

BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

CHANGE OF ATTORNEY'S ADDRESS IN APPLICATION

Sir:

Please send all correspondence for this application as follows:

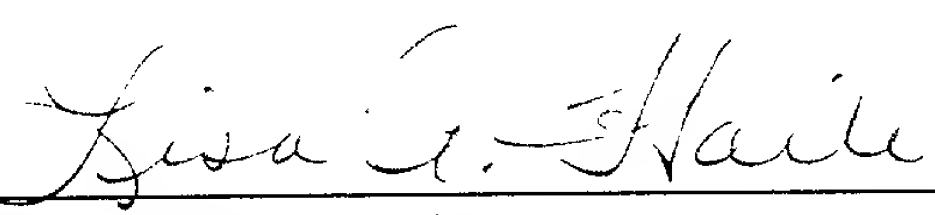
LISA A. HAILE, J.D., PH.D.  
GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, CA 92121-2133

Please direct telephone calls to:

LISA A. HAILE, J.D., PH.D.  
(858) 677-1456

Respectfully submitted,

Dated: January 31, 2002

  
\_\_\_\_\_  
Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

USPTO CUSTOMER NUMBER 28213  
GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133